

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Pursuant to the authority of Iowa Code Section 225C.6 and 2014 Iowa Acts, House File 2463, section 82, the Department of Human Services proposes to amend Chapter 25, “Disability Services Management,” Iowa Administrative Code.

The purpose of this rulemaking is to establish the department’s rules for gathering needed expenditure data to calculate county Medicaid offset in accordance with 2014 Iowa Acts, House File 2463, section 82.

Any interested person may make written comments on the proposed amendments on or before August 26, 2014. Comments should be directed to Harry Rossander, Bureau of Policy Coordination, Department of Human Services, Hoover State Office Building, 5th Floor, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515) 281-4980 or by email to policyanalysis@dhs.state.ia.us.

These amendments do not provide for waivers in specified situations because requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A, 217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code 225C.6 and 2014 Iowa Acts, House File 2463, section 82

The following amendments are proposed.

ITEM 1. Amend **441—Chapter 25**, Preamble, as follows:

PREAMBLE

This chapter provides for definitions of regional core services, access, and practice standards, reporting of regional expenditures, development and submission of regional management plans, data collection, ~~and~~ applications for funding as they relate to regional service systems for individuals with mental illness, intellectual disabilities, developmental disabilities, or brain injury, and submission of data for Medicaid offset calculations.

ITEM 2. Reserve rules 441—25.92 to 25.94.

ITEM 3. Adopt the following new Division IX title in **441—Chapter 25**:

DIVISION IX

DATA SUBMISSION TO DETERMINE MEDICAID OFFSET FOR COUNTIES

ITEM 4. Adopt the following new Division IX Preamble **441—Chapter 25**:

PREAMBLE

These rules define the Department's standards for the submission of county mental health and disability services expenditure data so the Department can calculate the Medicaid offset for each county consistent with 2014 Iowa Acts, House File 2463, section 82.

ITEM 5. Adopt the following new rules **441—25.95(426B) to 441—25.96(426B)**:
441—25.95(426B) Definitions.

“Uniform Chart of Accounts for Iowa County Governments” means the set of codes used by counties to organize and delineate revenues and expenditures. The codes related to mental health and disability service expenditures identify diagnosis and type of services.

“Department” means the Iowa Department of Human Services

“Medicaid Offset Amount” means the amount resulting from the calculations described in Iowa Code 426B.3, subsection 5 d, as amended by 2014 Iowa Acts, House File 2463, section 82.

441—25.96(426B) Data to Determine Medicaid Offset Each county must submit a report to the department that provides the county mental health and disability services data needed to calculate the Medicaid offset for each county.

25.96 (1) Data Required. Each county is required to submit expenditure data as specified by the department based on the agreement by the department and representatives of the Mental Health and Disability Services Regions consistent with the requirements of Iowa Code 426B.3, subsection 5 b. as amended by 2014 Iowa Acts, House File 2463, section 82.

25.96 (2) Submission of Mental Health and Disability Services Data

a. Counties must submit the required data to the department by 4:30 PM on September 19, 2014 consistent with data submissions as required in IAC 25.41(3).

b. If a county fails to submit data in required time-frame or a county submits data that is demonstrably inaccurate the department will use a pro-rata methodology to determine the county’s Medicaid Offset using data submitted by other counties.